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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Dunbar
Serial No. : 10/761,036 Art Unit: 3733
Filed : January 20, 2004 Examiner: Hoffman, Mary C
For : Spinal Rod Approximator

I hereby certify that this correspondence is being deposited with the
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January 17, 2006
Date of Deposit

Amy Schick
Signature

Amy Schick
Person signing

January 17, 2006
Date of Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the election requirement set forth in the Office Action of December 22, 2005, Applicants elect Group I, claims 1-5, and 7-20 for prosecution on the merits.

In addition, please provide any additional extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 10-0750/DEP5033USNP/DAL, but do not include any payment of issue fees.

Should there be any remaining or further questions, the Examiner is requested to please contact the undersigned directly.

Respectfully submitted,

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